

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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RAPHAEL SALINAS,

Petitioner,

-against-

WILLIAM MAZZUCA, Superintendent,
Fishkill Correctional Facility,

Respondent.
-----X

JUDGMENT
05-CV- 2869 (NG)

FILED
IN CLERKS OFFICE
U.S. DISTRICT COURT ED. N.Y.
★ MAY 4 2007 ★
P.M. _____
TIME A.M. _____

An Order of Honorable Nina Gershon, United States District Judge, having been filed on May 3, 2007, denying petitioner's application for a writ of habeas corpus; ordering that a Certificate of Appealability shall not issue; and certifying pursuant to 28 U.S.C. § 1915(a)(3), that *in forma pauperis* status is denied for the purpose of an appeal; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that petitioner's application for a writ of habeas corpus is denied; that a Certificate of Appealability shall not issue; and that pursuant to 28 U.S.C. § 1915(a)(3), *in forma pauperis* status is denied for the purpose of an appeal.

Dated: Brooklyn, New York
May 03, 2007

s/RCH
ROBERT C. HEINEMANN
Clerk of Court